#### LABOUR DEPARTMENT

The 14th October, 1980

No. 11(112)-80-8Lab./11026.—In pursuance of the provision of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Labour Court, Rohtak in respect of the dispute between the workers and the management of M/s. Vimpex Dyes Chemicals Private Limited M. I. E., Bahadurgarh.

BEFORE SHRI BANWARI LAL DALAL, PRESIDING OFFICER, LABOUR COURT, HARYANA, ROHTAK

Reference No. 26 of 1980

between

SHRI SIRI BHAGWAN SINGH, WORKMAN AND THE MANAGEMENT OF M/S VIMPEX DYES CHEMICALS PRIVATE LIMITED, M.I.E., BAHADURGARH

Present:

No one for the Workman.

· No one for the Management.

# **AWARD**

This reference No. 26 of 1980 has been referred to this court by the Hon'ble Governor of Haryana,—vide his order No. ID/RTK/12-80/2713, dated 10th February, 1980 under section 10(i)(c) of the Industrial Disputes Act, 1947 for adjudication of the dispute existing between Shri Siri Bhagwan Singh, workman and the management of M/s. Vimpex Dyes Chemicals Private Limited, M.I.E., Bahadurgarh. The term of the reference was:—

Whether the termination of services of Shri Siri Bhagwan Singh was justified and in order? If not, to what relief is he entitled?

On receipt of order of reference usual notices were issued to the parties. The management appeared through their authorised representative and filed a copy of the settlement reached with the workman. The workman was not present and fresh notice under Regd. A. D. was ordered to be issued to the workman for 11th June, 1980 and the same was received back undelievered. Fresh notice was again issued to him for 6th July, 1980 and the same was received by him, the A. D. is on the file but on this date of hearing the workman did not appear. It can well be presumed that the copy of the settlement filed by the management was executed by the workman. There is also an application on the file sent by the authorised representative of the workman praying for filing the reference as the same has been compromised. Under the above circumstances when the workman did not appear inspite of service of notice to him and also in view of the alleged compromise the workman has settled his dispute with the management. There remains no dispute to be adjudicated upon. I therefore give no dispute award in view of the settlement while returning the same in these terms.

Date d 17th September, 1980.

BANWARI LALDALAL,
Presiding Officer,
Labour Court, Haryana, Rohtak.

Endorsement No. 2202, dated 26th September, 1980.

Forwarded (four copies) to the Secretary to Government Haryana, Labour and Employment Departments, Chandigarh, as required under section 15 of the Industrial Disputes Act, 1947.

BANWARI LAL DALAL, Presiding Officer, Labour Court, Haryana, Rohtak.

No. 11(112)-80-8Lab/11027.—In pursuance of the provision of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Labour Court, Rohtak, in respect of the dispute between the workman and the management of M/s. Hans Raj-Mulkh Raj Metal Works, Jagadhri:—

BEFORE SHRI BANWARI LAL DALAL, PRESIDING OFFICER, LABOUR COURT, HARYANA, ROHTAK Reference No. 151 of 1979 "

SHRI KRISHAN LAL, WORKMAN AND THE MANAGEMENT OF M/S. HANS RAJ-MULKH RAJ METAL WORKS, JAGADHRI

Present .-

Shri Rajeshwar Nath, alongwith workman. Shri Subash Chander for the management.

#### AWARD

This reference No. 151 of 1979 has been referred to this Court by the Hon'ble Governor of Haryana,—vide his order No. LD/YMN/119-79/34249, dated 3rd August, 1979 under section 10(i) (c) of the Industrial Disputes Act, 1947 for adjudication of the dispute existing between Shri Krishan Lal, workman and the management of M/s. Hans Raj Mulkh Raj Metal Works, Jagadhri. The terms of the reference was:—

Whether the termination of services of Shri Krishan Lal, was justified and in order? If not, to what relief is he entited?

On receipt of the order of reference usual notices were sent to the parties. The parties put in their appearence, filed their respective pleadings issues were also framed and the case was fixed for evidence of the workman to be taken up on 18th March, 1980. On this date of hearing the authorised representative of the workman made the following statement:—

"The workman has settled his dispute with the management and he is not interested in pursuing his reference. Award may be made accordingly."

In view of the above statement of the authorised representative of the workman I give my finding that the workman has settled the dispute giving rise to this reference with the management nothing more requires adjudication. Accordingly I answer the reference and return the same in these terms.

Dated 17th September, 1980.

BANWARI LAL DALAL,

Presiding Officer, Labour Court, Haryana, Rohtak.

Endorsement No. 2191, dated the 25th September, 1980.

Forwarded (four copies) to the Secretary to Government, Haryana, Labour and Employment Department, Chandigarh, as required under section 15 of the Industrial Disputes Act, 1947.

BANWARI LAL DALAL.

Presiding Officer, Labour Court, Haryana, Rohtak.

No. 11 (112)-80-8Lab/11029.—In pursuance of the provision of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the residing Officer, Labour Court, Faridabad in respect of the dispute between the workman and the management of A/s. Samrat Industries E 31, Industrial Area, Sonepat:—

IN THE COURT OF SHRI BANWARI LAL DALAL, PRESIDING OFFICER, LABOUR COURT, HARYANA, ROHTAK

Reference No. 6 of 1979

between

SHRI SHAM LAL WORKMAN AND THE MANAGEMENT OF M/S. SAMRAT INDUSTRIES, E-31, INDUSTRIAL AREA, SONEPAT

Present:

Shri S. N. Solanki for the Workman, No one for the Management.

## AWARD

This reference No. 6 of 1979 has been referred to this court by the Hon'ble Governor of Haryana,—dc his order No. ID/SPT/918, dated 6th January, 1979 under section 10(i)(c) of the Industrial isputes Act, for adjudication of the dispute existing between Shri Sham Lal workman and the management M/s. Samrat Industries, E-31, I. A. Sonepat. The term of the reference was:—

"Whether the termination of services of Shri Sham Lal, was justified and in order? If not, to what relief is he entitled?".

On the receipt of the order of reference notices were sent to the parties. Parties put in their appearance and filed their respective pleadings. On the basis of the pleadings parties the following issues were framed by my learned predesessor on 4th June, 1979:—

- 1. Whether the reference is bad in law and not maintainable?
- 2. Whether the workman absented from his duty and thereby abandoned the job ?
- 3. If not as per reference ?

And case was adjourned for evidence of the management. But before recording of the evidence of the mangement, the parties arrived at a mutual amicable settlement. Copy of the settlement was placed on the file. The statement of the authorised representative of the workman was recorded under—

"The workman has received Rs. 1100 from the management in full and final settlement of his entire claim and he foregoes his right of reinstatlement/re-employment and back wages and no dispute remains against the management. The award be made accordingly."

In view of the statement of the authorised representative of the workman no further procedings are called tor. The workman has received Rs. 1,100 in full and final settlement of his entire claim. The reference is answered accordingly.

Dated 17th Septmber, 1980.

BANWARI LAL DALAL,
Presiding Officer,
Labour Court, Haryana,
Rohtak.

Endorsement No. 2204, dated the 26th September, 1980

Forwarded (four copies) to the Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh as required under section 15 of the Industrial Disputes Act, 1947.

BANWARI LAL DALAL Presiding Officer, Labour Court, Haryana, Rehtak,

No. 11(112)-80-8Lab./11156.—In pursuance of the provisions of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Labour Court, Rohtak, in respect of the dispute between the workman and the management of M/s. Krishna Textile Industries, Panipat:—

BEFORE SHRI BANWARI LAL DALAL, PRESIDING OFFICER, LABOUR COURT, HARYANA, ROHTAK.

### Reference No. 87 of 1980

#### between

SHRI CHANDER, WORKMAN AND THE MANAGEMENT OF M/S KRISHNA TEXTILE INDUSTRIES, PANIPAT

Present . -

Shri Raghbir Singh, for the workman. Shri Surinder Kaushal for the management.

#### **AW**ARD

This reference No. 87 of 1980 has been referred to this court by the hon'ble Governor vide his order No. ID/KNL/49-80/17914, dated 21st April, 1980 under section 10(1)(c) of the Industrial Disputes Act, 1947, for adjudication of the dispute existing between Shri Chander workman and the management of M/s. Krishna Textile Industries, Panipat. The term of the reference was:—

Whether the termination of services of Shri Chander was justified and in order? If not, to what relief is he entitled?

On the receipt of the order of reference notices were sent to the parties. The workman appeared through their representative Shri Jai Pal but none appeared for the management. Fresh notice was ordered to be issued to the management for 9th July, 1980. On 9th July, 1980, none was present on behalf of the workman and order for fresh notice to the workman was passed for 6th August, 1980. On 6th August, 1980, the parties arrived at a mutual amicabale settlement between themselves. The statements of the authorised representatives of the parties were recorded as under:—

Statement of Shri Surinder Kaushal authorised representative of the management:
"The workman received a sum of Rs. 400/- plus actual dues as per lettlement, dated 27th
March, 1980 under section 18(1). The settlement is Ex. M-1 which bears my signature

at mark 'A'. The workman signed the settlement at Mark 'B'. The workman agreed to forego his right of reinstatement or re-employment".

Statement of Shri Raghbir Singh, the workman's representative :-

"I am the Secretary of the Engineering Industrial Textile Workers' Union. I have heard the statement of Shri Surinder Kaushal recorded above and admit the same."

In view of the statements of the representatives and the settlement Ex. M-1, the workman has received a sum of Rs. 400 in full and final settlement of his entire claim including right of reinstatement or re-employment. I, therefore, make the award accordingly and return the reference in these terms. No order as to the cost.

BANWARI LAL DALAL,

Dated, the 26th September, 1980.

Presiding Officer, Labour Court, Haryana, Rohtak.

Endorsement No. 2237, dated the 30th September, 1980

Forwarded (four copies) to the Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh, as required under section 15 of the Industrial Disputes Act.

BANWARI LAL DALAL,

Presiding Officer, Labour Court, Haryana, Rohtak.

No. 11(112)-80-8Lab/11156-A.—In pursuance of the provision of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Labour Court, Rohtak in respect of the dispute between the workman and the management of M/s. Atlas Cycle Industries Ltd., Sonepat:—

BEFORE SHRI BANWARI LAL, DALAL, PRESIDING OFFICER, LABOUR COURT, HARYANA, ROHTAK

Reference No. 204 of 1979

between

SHRI RAM KISHAN, WORKMAN AND THE MANAGEMENT OF M/S THE ATLAS CYCLE INDUSTRIES LTD., SONEPAT

Present:-

Shri Bahadur Yadav for the workman.

Shri S. N. Jaggi for the management,

#### **AWARD**

This reference No. 204 of 1979 has been referred to this court by the Hon'ble Governor of Haryana,—vide his order No. ID/SPT/136-79/49063, dated 21st November, 1979, under section 10 (i) (c) of the Industrial Disputes Act, 1947, for adjudication of the dispute existing beween Shri Ram Kishan workman and the management of M/s The Atlas Cycle Industries Ltd., Sonepat. The term of the reference was:—

Whether the termination of services of Shri Ram Kishan was justified and in order? If not, to what relief is he entitled?

On the receipt of the order of the reference notice, as usual were sent to the parties. Parties put in their appearance, field their respective pleadings on the basis of which the following issues were farmed on 23rd May, 1980:—

1. Whether the workman lost his lien of services as her overstaging the leave period as per certified standing orders?

2. If not, as per reference.

And the case was fixed for evidence of the management to be recorded on 26th June, 1980. On this date of the hearing evidence of the management was not present and adjournment was granted for 8th July, 1980, and similarly for 18th August, 1980. On 18th July, 1980, the management filed a copy of the settlement under section 18(1) of the I.D. Act, which has been singed by the authorised representative of the workman and the management. Under the terms of settlement the workman received a sum of Rs. 2,025/-in full and final settlement of all his claim including his right of reinstatement. I, therefore, give my award in the terms of the settlement which returning the same in these terms. No order as to the cost.

Dated the 26th September, 1980.

BANWARI LAL DALAL, Presiding Officer, Labour Court, Haryana, Rohtak.

Endersement No. 2238, dated 30th September, 1980

Forwarded (four copies) to the Secretary to Government of Haryana, Labour and Employment Departments, Chandigarh, as required under section 15 of the Industrial Disputes Act, 1947,

BANWARI LAL DALAL,
Presiding Officer,
Labour Court, Haryana,
Rohtak.

No. 11(112)-80-8Lab/11158.—In pursuance of the provision of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Labour Court, Rohtak, in respect of the dispute between the workmen and the management of M/s Archana Metal Private Ltd., Modern Industrial Area, Bahadurgarh:—BEFORE SHRI BANWARI LAL DALAL, PRESIDING OFFICER, LABOUR COURT,

HARYANA, ROHTAK Reference No. 4 of 1980 between

SHRI RAM KIRPAL, WORKMAN AND THE MANAGEMENT OF M/S ARCHANA METAL PRIVATE, LTD., MODERN INDUSTRIAL AREA, BAHADURGARH

Present:-

Shri Rajinder Singh for the workman.

Shri M. M. Kaushal for the management.

AWARD

This reference No. 4 of 1980 has been referred to this Court by the Hon'ble Governor of Haryana,—vide his order No. ID/RTK/198-79/1484, dated 10th January, 1980 under section 10 (i) (c) of the Industrial Disputes Act, 1947 for adjudication of the dispute existing between Shri Ram Kirpai, workman and the management of M/s Archana Metal Private Ltd., Bahadurgarh. The term of the reference was:—

Whether the termination of services of Shri Ram Klrpal was justified and in order?

If not, to what relief is he entitled?

On the receipt of the order of reference, usual notices were sent to the parties. The workman appeared with his authorised representative and no one appeared on behalf of management, but lateron Shri M. M. Kaushal appeared for the management. Parties reached a compronise on 22nd June, 1980 under section 18 (1) of the I. D. Act, 1947. The copy of which has been placed on the file and on 12th June, 1980 the statement of the authorised representative of the workman was recorded:—

"The settlement dated on 22nd June, 1980 is executed by the parties. Under the terms of the settlement there remains no dispute between the parties and the award may be passed accordingly."

In view of his statement no further peoceedings are called for. I, therefore, give my award in the terms of settlement and return the same in these terms. No order as to the cost.

Dated, the 25th September, 1980.

BANWARI LAL DALAL,
Presiding Officer,
Labour Court,
Haryana, Rohtak.

Endt. No. 2240, dated 30th September, 1980.

Forwarded (four copies) to the Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh as required under section 15 of the Industrial Disputes Act, 1947.

BANWARI LAL DALAL, Presiding Officer, Labour Court, Haryana, Rohtak. No. 11(112)-80-8Lab/11183.—In pursuance of the provision of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Labour Court. Rohtak in respect of the dispute between the workman and the management of M/s Neki Spinning & Woollen Mills I. A., Panipat:—

BEFORE SHRI BANWARI LAL DALAL, PRESIDING OFFICER, LABOUR COURT, HARYANA, ROHTAK

### Reference No. 170 of 1979

between .

SHRI RAJINDER SINGH, WORKMAN AND THE MANAGEMENT OF M/S NEKI SPINNING & WOOLLEN MILLS, I. A., PANIPAT.

Present: -- Shri Raghbir Singh for the workman.

Shri Surinder Kaushal for the management.

#### AWARD

This reference No. 170 of 79 has been referred to this court by the Hon'ble Governor,—vide his order No. ID/KNL/48-79/39829, dated 12th September, 1973 u/s 10 (2) of the I. D. Act, 1947 for adjudication of the dispute existing between Shri Rajinder Singh, workman and the management of M/s Neki Spinning & Woollen Mills, Panipat. The term of the reference was:—

"Whether the termination of services of Shri Rajinder Singh was legal and justified?

On receipt of the order of reference notices were sent to the parties. Parties appeared in response to the same. The workman filed the claim statement on 17th December, 1979 and the management filed their written statement on 25th February, 1980 and the case was fixed for filling of the rejoinder and for framing of issues on 18th April, 1980. On the date of hearing rejoinder was not filed and adjournment was granted for the same on the request of the workman. Again the case was adjourned to 6th August, 1980 for settlement. The parties reached the settlement on 6th August, 1980 and the statements of the authorised representative of the parties were recorded. According to the terms of the settlement the workman shall receive Rs. 200 in satisfaction of all his claims including his right of reinstatement or re-employment. I accordingly give my award and return the same in these terms. No order as to the cost.

BANWARI LAL DALAL,

Presiding Officer, Labour Court, Haryana, Rohtak.

Dated, the 26th September, 1980.

No. 2230, dated the 30th September, 1980.

Forwarded (four copies) to the Secretary to the Government of Haryana, Labour and Employment Departments, Chandigarh, as required under section 15 of the Industrial Disputes Act, 1947.

BANWARI LAL DALAL,

Presiding Officer, Labour Court, Haryana Rohtak.

No. 11(112)-80-8Lab/11184.—In pursuance of the provisions of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Labour Court, Rohtak in respect of the dispute between he workman and the management of M/s Nikki Spinning Mills, I. A.. Panipat:—

BEFORE SHRI BANWARI LAL DALAL, PRESIDING OFFICER, LABOUR COURT, HARYANA, ROHTAK

Reference No. 124 of 1978

between

SHRI JAI PAL, WORKMAN AND THE MANAGEMENT OF M/S NIKKI SPINNING MILLS, I. A., PANIPAT

Present:-

Shri Raghbir Singh for the workman.

Shri Surinder Kaushal, for the management.

#### AWARD

Thi reference No. 124 of 1978 has been referred to this court by the Hon'ble Governor of Haryana,—vide his order No. ID/KNL/5-78/31984, date i 14 h July, 1978 under section 10(i) (c) of the Industrial Disputes Act, 1947 for adjudication of the dispute existing between Shri Jai Pal, workman and the management of M/s Nikki Spinning Mills, Panipat. The term of the reference was:—

Whether the termination of services of Shri Jai Pal was justified and in order? It not, to what relief is he entitled?

On receipt of the order of reference, notices as usual were sent to the parties. Parties put in their appearance, filled their respective pleadings on the busis of which issuess were framed and the management was asked to lead their evidence. The management granted several adjournments for adducing their evidence. At last on 6th August, 1980 the parties reached a mutual amicable settlements. The statement of the authorised representatives were recorded. According to to the terms of the settlment the workman shall receive Rs. 200 in sa isfaction of all his claims including right of reinstatement or re-employment. I give my award accordingly and return the same in these terms. No order as to the cost

BANWARI LAL DALAL,

Dated 26th September, 1980.

Presiding Officer, Labour Court, Haryana, Roh'ak.

Endorsement No. 2231, dated 30th September, 1980.

Forwarded (four copies) to the Secretary to Government of Haryana, Labour and Employment Departments, Chandigarh, as required under section 15 of the Industrial Disputes Act, 1947.

BANWARI LAL DALAL,

Presiding Officer, Labour Court, Haryana, Rohtak.

No. 11(112)-80-8Lab/11185.—In pursuance of the provisions of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Labour Court, Rohtak, in respect of the dispute between the workman and the mangement of M/s Archana Metal Pvt. Ltd., Modern Industrial Area, Bahadurgarh.

BEFORE SHRI BANWARI LAL DALAL, PRESIDING OFFICER, LABOUR COURT HARYANA, ROHTAK

Reference No. 15 of 1980

between

SHRI RAM CHANDER, WORKMAN AND THE MANAGEMENT OF M/S ARCHANA METAL PVT. LTD., MODERN INDUSTRIAL AREA, BAHADURGARH

Present :--

Shri Rajinder Singh for the workman.

Shri M. M. Kaushal for the management.

# AWARD

This ref tence No. 15 of 80 has been reffered to this court by the Non' ble Governor of Haryana,—vide his order 1D/RK/200-79/2054, dated the 15th January, 1980 under section 10(i) (c) of the I.D Act, 1947 for adjudication of the dispute existing between Sh. Ram Chander workman and managment of M/s Archana Metal Private Ltd. Bhadurgarh. The term of the reference was:—

whether the termination of services of Shri Ram Chander was justified and in order? If not, to what relief is he entitled?

On the receipt of the order of reference usual notic were sent to the parties The workman appeared with his authoriesed representive and no one appeared on behalf of the management, but later on Shri

M.M Kaushal appeard for the managem n', parties reach d a compromise on 22nd May, 1980; ider a ctio 18(1) of the 1,D. Act. The copy of which has been placed on the file and on 12th June, 1980, the statem nt of the authorised representative of the workman was recorded as under:—

"The settlement, dated 22nd May, 1980 is executed by the parties under the terms of the settlement there remains no dispute between the parties and the award may be passed accordingly.

In view of his statement no further proceedings are called for. I therefore give my award in the terms of settlement and return the same in these terms. No order as to the cost.

Dated the 26th September, 1980.

BANWARI LAL DALAL,
Presiding Officer,
Labour Court, Haryana,
Rohtak.

No. 2232, dated the 30th September, 1980

Forwarded (four copies) to the Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh, as required under section 15 of the Industrial Disputes Act, 1947.

BANWARI LAL DALAL, Presiding Officer, Labour Court, Haryana, Rohtak,

No. 11(112)-80-8Lab./11186.—In pursuance of the provision of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Labour Court, Rohtak in respect of the dispute between the workman and the management of M/s Niki Spinning and Woollen Mills, Industrial Area, Panipat:—

BEFORE SHRI BANWARI LAL, DALAL, PRESIDING OFFICER, LABOUR COURT, HARYANA, ROHTAK

# Reference No. 148 of 1978 between

SHRI MAHAVIR, WROKMAN AND THE MANAGEMENT OF M/S. NIKI SPINNING & WOOLLEN MILLS INDUSTRIAL AREA, PANIPAT

Present:—Shri Raghbir Singh, for the workman.

Shrl Surinder Kansval for the management.

#### AWARD

This reference No. 148 of 78 has been referred to this court by the Hon'ble Governor,—vide his order No. ID/KNL/39-78/31640, dated 11th July, 1978 u/s 10 (i) (c) of the I. D. Act, 1947 for adjudication of the dispute existing between Shri Mahavir, workman and management of M/s Niki Spinning & Woollen Mills, J. A., Panipat. The term of the reference was:—

Whether the termination of services of Shri Mahavir was justified and in order? If not to what relief is he entitled?

On receipt of the order of reference, notices as usual, were sent to the parties. Parties put in their appearance, filed their respective pleadings, on the basis of which issues were framed and the management was asked to lead heir evidence. The management was granted several adjournments for adducing their evidence. At last on 6th August, 1980, the parties reached a mutual amicable settlement. The statements of the authorised representatives were recorded. According to the terms of the settlement the workman shall receive Rs. 200 in satisfaction of all his claims including right of reinstatement or re-employment I give my award accordingly and return the same in these terms? No order as to the cost.

Dated, the 26th September, 1980.

BANWARI LAL DALAL,
Presiding Officer.
Labour Court Haryana,
Rohtak.

No. 2233, dated 30th September, 1980.

Forwarded (four copies) to the Secretary to Government Haryana, Labour and Employment Departments, Chardigarh as required under section 15 of the Industrial Disputes Act, 1947.

BANWARI LAL DALAL,
Presiding Officer,
Labour Court Haryana,
Rohtak.